

**Remarks**

Claims claims 1, 11, 14, 22, 26, 29, and 41 have been cancelled. Claims 2-8, 10, 12, 13, 15, 16, 20, 21, 23-25, 27, 28, 30, 31, 35-37, 42-48 and 50 have been amended.

In order to facilitate passage to issuance of allowable subject matter, the merits of the present Office Action have not been substantively addressed. Claims 5, 6, 10, 15-19, 21, 23, 30-34, 36, 45, 46, and 50 were objected to but deemed allowable if rewritten in independent form. Except for the amendment to claim 37 discussed below, all amendments herein have been to either rewrite the allowable subject matter into independent form as requested, or to change claim dependency of rejected dependent claims so that these claims now depend from an allowed base claim. Thus, claims 5, 6, 10, 15, 16, 21, 23, 30, 31, 36, 45, 46, 50 were written in independent form; claims 2-4, 7, 8, 12, 13, 20, 24, 25, 27, 28, 35, 42-44, 47, 48 were amended to depend from an allowable base claim; and claims 9, 17-19, 32-34, 49 remain as originally filed.

Regarding the rejection to claim 37, as indicated for the allowable subject matter, the documents of record fail to teach or suggest using location or proximity in order to offer information for distribution. Claim 37 has been amended to recite "wherein the identification signal comprises a first location component indicating where the recording occurred" and to recite the emitted badge identification identifies "at least proximity of the badge to the recorder." It is submitted claim 37 is allowable for at least the reasons provided for the other allowable subject matter.

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Amendment dated June 23, 2004  
Response to Office Action of February 23, 2004

Atty. Docket No. 042390.P12438  
Examiner Caputo, Lisa M.  
TC/A.U. 2876


It is submitted claims 38-40 are allowable for at least the reason as depending from an allowable base claim.

### Conclusion

Applicant submits all active claims are now in condition for allowance and such action is earnestly solicited. The Examiner is respectfully requested to contact the undersigned by telephone if such contact would further the examination of the present application. Please charge any shortages and credit any overcharges to our Deposit Account number 02-2666.

Respectfully submitted,

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